IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 573 OF 2006

IN

FIRST APPEAL NO. 200 OF 2005

SHRI ASHOK C.RAJADYAX,MARGAO GOA. ....Applicant

Versus

SHRI AUGUSTIN LOBO,MARGAO GOA. ....Respondent

Mr. V.A. Lawande, Advocate for the Applicant.

Coram:- J. N. PATEL, J.

Date:- 21st December, 2006

P.C.:

Heard.

This is an application for modification of the order that instead of furnishing Bank Guarantee the applicant be permitted to furnish fixed deposit for the remaining 50% of the decreetal amount, it cannot be considered.

In case the applicant wants to withdrraw the amount, the applicant should furnish Bank Guarantee in accordance with the format prescribed.

Application stands rejected.

In the alternative the Bank Guarantee (Exh.A) furnished by the applicant on the usual terms and conditions which has validity of one year can be accepted on the applicant giving an undertaking to this Court that he would continue to renew the Bank Guarantee before maturity period

and would keep it alive during the pendency of the appeal and/or until further orders.

J. N. PATEL, J.

sl.